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WALTER J. GREENHALGH, RESIDENT PARTNER

April 1, 1999

#### VIA TELECOPY AND REGULAR MAIL

Muthu Sundram, Esq.
Assistant Regional Counsel
Office of Regional Counsel
U.S. Environmental Protection Agency
Region II
290 Broadway, 17th Floor
New York, NY 10007-1866

Re: LCP Chemical site, Linden, New Jersey ("Site")

Dear Muthu:

On March 31, 1999, Praxair representatives inspected all of the documents relating to the Site that were made available to us at the EPA-Region II Superfund Records Room. Based on that review, it appears that the Records Room does not possess numerous Site documents. Consequently, we must draw the conclusion either that EPA lacks essential information, and/or that essential information (that should be accessible to the public) is not being made available to Praxair. As an example, no EPA requests for information under CERCLA, or responses thereto, were in the file folders produced by Records Room personnel. Also absent were NJDEP files and EPA internal memoranda relating to the Site, as well as correspondence between NJDEP and EPA.

We respectfully suggest that this situation should be investigated and remedied before any decisions are made or further action is taken. Please feel free to call me to discuss.

Very truly yours,

3.4400 (A) (A) (A)

Lawrence W. Diamond

for DUANE, MORRIS & HECKSCHER LLP

A PENNSYLVANIA LIMITED LIABILITY PARTNERSHIP

LWD:reh

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### FACSIMILE TRANSMITTAL SHEET

Muthu Sundram, Esq. To:

U.S. ENVIRONMENTAL PROTECTION AGENCY FIRM/COMPANY:

212-637-3104 **FACSIMILE NUMBER:** 

> CONFIRMATION TELEPHONE:

> > FROM: Lawrence W. Diamond

(973) 733-2290 DIRECT DIAL:

> DATE: April 1, 1999

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